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Attorney Docket No. 3170/3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
DEC 19 2003
TC 1700

In re Application of: :
: :
Sadao NISHIBORI : :
: :
Serial No. **09/843,919** : Group Art Unit: 1771
: :
Filed: **April 30, 2001** : Examiner: **J. Pierce**
: :

For: **RESIN MOLDED ARTICLE HAVING A SPRING STRUCTURE AND METHOD
OF PRODUCING THE RESIN MOLDED ARTICLE**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed June 16, 2003, finally rejecting claims 1-32 and 34-62.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

- ☐ other than a small entity.
- ☒ a small entity

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 1.17(e) the fee for filing the Notice of Appeal is:

- ☒ small entity \$165.00
- ☐ other than a small entity \$330.00

12/17/2003 YPOLITE1 00000105 040753 09843919

01 FC:2401	165.00 DA	Notice of Appeal fee due <u>\$165.00</u>
02 FC:2253	265.00 DA	

3. EXTENSION OF TERM

NOTE: The time periods set forth in 37 C.F.R. 1.191 are subject to the provision of § 1.136 for patent applications.
37 C.F.R. 1.191(d). (But see 37 C.F.R. 1.645 for extension of time in interference proceedings and 37 C.F.R. 1.550(c) for extension of time in reexamination proceedings).

(Complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(a) ☒ Applicant petitions for an extension of time under 37 C.F.R. 1.136

(Fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:

<u>Extension Months</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<input type="checkbox"/> one month	\$110.00	\$55.00
<input type="checkbox"/> two months	\$420.00	\$210.00
<input checked="" type="checkbox"/> three months	\$950.00	\$475.00
<input type="checkbox"/> fourth month	\$1480.00	\$740.00
<input type="checkbox"/> fifth month	\$2010.00	\$1005.00

Two Month Extension of Time Previously Filed on November 17, 2003

Balance Due Fee \$265.00

If an additional extension of time is required, please consider this a petition therefore.

(check and complete the next item, if applicable)

☒ An extension for two month has already been secured. The fee paid therefor of \$210.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$265.00

(b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

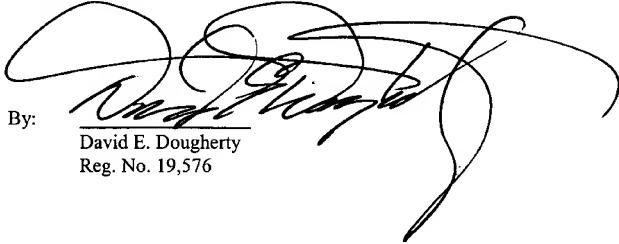
Notice of Appeal Fee	<u>\$165.00</u>
Extension Fee (if any)	<u>\$265.00</u>

TOTAL FEE DUE: \$430.00

5. FEE PAYMENT

X A payment of \$430.00 is made by credit card. A Credit Card Payment Form (PTO-2038) is attached hereto. The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16 or any patent application processing fees under 37 CFR 1.17, or credit any over payment to the credit card account shown on the attached Credit Card Payment Form. Any fees not accepted by the credit card shown on the Form PTO-2038 may be charged to Deposit Account 04-0753.

Respectfully submitted,

By: 

David E. Dougherty
Reg. No. 19,576

December 16, 2003
Date

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